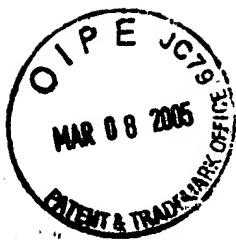


03-09-05

AF ~~21W~~



PATENTS

Attorney Docket No. VPI/95-09 DIV

NOTICE OF APPEAL FROM THE  
PRIMARY EXAMINER TO THE BOARD OF APPEALS

In re application of : David M. Armistead et al.  
Application No. : 09/431,469 Confirmation No. : 8756  
Filed : November 1, 1999  
For : MOLECULES COMPRISING A CALCINEURIN-  
LIKE BINDING POCKET AND ENCODED DATA  
STORAGE MEDIUM CAPABLE OF GRAPHICALLY  
DISPLAYING THEM  
Group Art Unit : 1631  
Examiner : Marjorie A. Moran

New York, New York  
March 8, 2005

Mail Stop AF  
Hon. Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

NOTICE OF APPEAL

Sir:

Applicants hereby appeal to the Board of Appeals  
from the decision of the Primary Examiner mailed September  
9, 2004 in which the rejection of claims 19-25 and 31-56  
was made final.

[ ] Applicants respectfully request an oral hearing before  
the Board of Appeals. The appropriate fee is submitted  
herewith.

03/10/2005 LWONDIH1 00000004 09431469

01 FC:1401

500.00 OP

EV615581229US

[X] Address all correspondence to:

James F. Haley, Jr.  
Fish & Neave IP Group  
ROPES & GRAY LLP  
1251 Avenue of the Americas  
New York, New York 10020-1105  
Tel.: (212) 596-9000  
Fax: (212) 596-9090

[X] A check in the amount of ☐ \$250.00 ☒ \$500.00 in payment of the ☒ appeal fee, ☐ appeal and oral hearing fees, is enclosed.

[X] The Director is hereby authorized to charge payment of any additional appeal fee, oral hearing fee, or both, or credit any overpayment of same, to Deposit Account No. 06-1075. A duplicate copy of this Notice of Appeal form is enclosed.

☐ Please charge ☐ \$250.00 ☐ \$500.00 to Deposit Account No. 06-1075 in payment of the ☐ appeal fee, ☐ appeal and oral hearing fees. A duplicate copy of this Notice of Appeal form is enclosed.

EXTENSION FEE

[X] The appropriate fee for a one-month extension of time to respond to the final office action (\$120.00) was timely paid on January 10, 2005.

[X] Please grant a three-month extension of time under 37 C.F.R. § 1.136(a) to respond to the September 9, 2004 Final Office Action. With this extension, a Response is due on or before March 9, 2005.

[X] The following extension fee is applicable to the Notice of Appeal filed herewith; ☐ \$120.00 extension fee for response within first month pursuant to 37 C.F.R. § 1.136(a); ☐ \$450.00 extension fee for response within the second month pursuant to 37 C.F.R. § 1.136(a); ☒ \$900.00 (the difference between the extension fee for a third month, \$1,020.00, and the previously paid fee of \$120.00 for a one month extension of time) extension fee for response within third month pursuant to 37 C.F.R. § 1.136(a); ☐ \$1,020.00 extension fee for response within third month pursuant to 37 C.F.R. § 1.136(a); ☐ \$1,590.00 extension fee for response within fourth month pursuant to

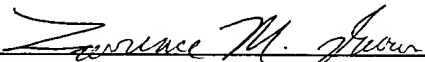
37 C.F.R. § 1.136(a); ☐ \$2,160.00 extension fee for fifth month pursuant to 37 C.F.R. § 1.136(a).

[X] A check in the amount of ☐ \$120.00; ☐ \$450.00;  
[X] \$900.00; ☐ \$1,020.00; ☐ \$1,590.00; ☐ \$2,160.00;  
in payment of the extension fee is transmitted herewith.

☐ Please charge the ☐ \$120.00; ☐ \$450.00; ☐  
\$900.00; ☐ \$1,020.00; ☐ \$1,590.00; ☐ \$2,160.00;  
extension fee to Deposit Account No. 06-1075. A duplicate  
copy of this Notice of Appeal form is enclosed.

[X] The Director is hereby authorized to charge payment of  
any additional fees required under 37 C.F.R. § 1.17 in  
connection with the paper(s) transmitted herewith, or to  
credit any overpayment of same, to Deposit Account No. 06-  
1075. A duplicate copy of this transmittal letter is  
transmitted herewith.

Respectfully submitted,

  
\_\_\_\_\_  
James F. Haley, Jr. (Reg. No. 27,794)  
Attorney for Applicants

Lawrence M. Brown (Reg. No. 52,660)  
Agent for Applicants  
Fish & Neave IP Group  
ROPES & GRAY LLP  
Customer No. 1473  
1251 Avenue of the Americas  
New York, New York 10020-1105  
Tel.: (212) 596-9000  
Fax: (212) 596-9090



PATENTS  
Attorney Docket No. VPI/95-09 DIV

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

PATENT APPLICATION

Applicants : David M. Armistead, et al.  
Application No. : 09/431,469 Confirmation No. : 8756  
Filed : November 1, 1999  
For : MOLECULES COMPRISING A CALCINEURIN-  
LIKE BINDING POCKET AND ENCODED DATA  
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Group Art Unit : 1631  
Examiner : Marjorie A. Moran

New York, New York  
March 8, 2005

Mail Stop AF  
Hon. Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

03/10/2005 LUONDIH1 00000004 09431469

02 FC:1253

900.00 DP

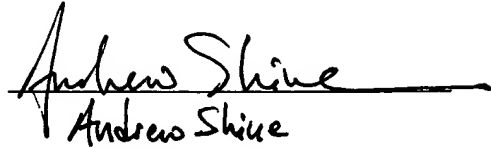
EXPRESS MAIL CERTIFICATION

"Express Mail" mailing label number EV615581229US

Date of Deposit March 8, 2005

I hereby certify that this transmittal letter and  
the other papers and fees identified in this transmittal  
letter as being transmitted herewith are being deposited  
with the United States Postal Service "Express Mail Post  
Office to Addressee" service under 37 C.F.R. § 1.10 on the

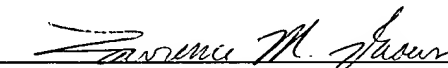
date indicated above and are addressed to Mail Stop AF,  
Hon. Commissioner for Patents, P.O. Box 1450, Alexandria,  
Virginia 22313-1450.

  
Andrew Shine

TRANSMITTAL LETTER

Transmitted herewith are: a Notice of Appeal (in duplicate); a check in the amount of \$500.00 in payment of the appeal fee; a check in the amount of \$900.00 in payment of the fee for three months extension of time (\$120.00 was previously paid on January 10, 2005 for a one-month extension of time); and a postcard.

Respectfully submitted,

  
James F. Haley, Jr. (Reg. No. 27,794)  
Attorney for Applicants

Lawrence M. Brown (Reg. No. 52,660)  
Agent for Applicants  
Fish & Neave IP Group  
ROPES & GRAY LLP  
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